

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable Steven M. Vartabedian, Acting Presiding Justice; Honorable Gene M. Gomes, Associate Justice; Honorable Brad Hill, Associate Justice; and Julie N. Bagoye, Clerk/Administrator, by Jill Rivera, Deputy Clerk.

F052609 People v. Baltierra

Cause called and argued by Richard A. Levy, Esq., counsel for appellant and by Raymond L. Brosterhous, Deputy Attorney General, counsel for respondent.

Cause ordered submitted.

At this point Vartabedian, Acting P.J. directs Gomes, Acting P.J. to act as Presiding Justice in his absence, leaves the bench and is replaced by Dawson, J.

F053685 Valley Public Television v. Hispanic Bakersfield, LLC

Cause called and argued by Alex J. Aretakis, Esq., counsel for appellant and by Steven D. McGee, Esq., counsel for respondent and by Mary Ann Bluhm, Esq., counsel for respondent.

Cause ordered submitted.

Court recessed until Tuesday, September 16, 2008 at 1:30 P.M.

The court reconvened in its courtroom at 1:30 P.M. Present: Honorable Steven M. Vartabedian, Acting Presiding Justice; Honorable Gene M. Gomes, Associate Justice; Honorable Brad Hill, Associate Justice; and Julie N. Bagoye, Clerk/Administrator, by Melissa Lopez, Assistant Deputy Clerk.

F053783 McDaniel v. Witschi et al.

Cause called and argued by Kenneth M. Fitzgerald, Esq., counsel for appellant and by James D. Emerson, Esq., counsel for respondents.

Cause ordered submitted.

Court recessed until Wednesday, September 17, 2008 at 10:00 A.M.

IN THE

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F055154 In re K.H., A Minor

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the case is submitted for decision.

F055154 In re K.H., a Minor

Respondent's motion to dismiss the appeal is denied. The court's declaration that appellant's maximum period of confinement is 12 months is stricken. As modified, the judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F054538 People v. Childs

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F054538 People v. Childs

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F054190 People v. Rey

The opinion filed herein on August 22, 2008, is modified with no change in the judgment. Appellant's petition for rehearing is denied. Dawson, J.

We concur: Vartabedian, Acting P.J.; Hill, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F054535 People v. Serrato

Appellant's petition for rehearing filed herein is denied.

F052709 People v. Hicks

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

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F052709 People v. Hicks

The judgment is affirmed. Gomes, J.

We concur: Vartabedian, Acting P.J.; Hill, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F054979 In re R. R., et al., Minors

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F055614 In re A.S. et al, Minors

IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.